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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 CHARLES NEUMANN,

11 Plaintiff,

No. CIV S-04-2518 FCD GGH P

12 vs.

13 GOVERNOR ARNOLD
14 SCHWARZENEGGER,

15 Defendants. /

FINDINGS & RECOMMENDATIONS

16 By order filed February 8, 2005, plaintiff's complaint was dismissed and thirty
17 days leave to file an amended complaint was granted. On April 1, 2005, plaintiff was granted an
18 additional 30 days to amend the complaint. That period has now expired, and plaintiff has not
19 filed an amended complaint or otherwise responded to the court's order.

20 Accordingly, IT IS HEREBY RECOMMENDED that this action be dismissed
21 without prejudice. See Local Rule 11-110; Fed. R. Civ. P. 41(b).

22 These findings and recommendations are submitted to the United States District
23 Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within twenty
24 days after being served with these findings and recommendations, plaintiff may file written
25 objections with the court. The document should be captioned "Objections to Magistrate Judge's
26 Findings and Recommendations." Plaintiff is advised that failure to file objections within the

1 specified time may waive the right to appeal the District Court's order. Martinez v. Ylst, 951
2 F.2d 1153 (9th Cir. 1991).

3 DATED: 6/10/05

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5 /s/ Gregory G. Hollows

6 UNITED STATES MAGISTRATE JUDGE

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